

PAPERWORK REDUCTION ACT SUBMISSION

Please read the instructions before completing this form. For additional forms or assistance in completing this form, contact your agency's Paperwork Clearance Officer. Send two copies of this form, the collection instrument to be reviewed, the Supporting Statement, and any additional documentation to: **Office of Information and Regulatory Affairs, Office of Management and Budget, Docket Library, Room 10102, 725 17th Street NW, Washington, DC 20503.**

1. Agency/Subagency originating request U.S. Coast Guard (G-PCB-1)		2. OMB control number a. <u>1625</u> - <u>0003</u> b. <input type="checkbox"/> None	
3. Type of information collection (check one) a. <input type="checkbox"/> New Collection b. <input type="checkbox"/> Revision of a currently approved collection c. <input checked="" type="checkbox"/> Extension of a currently approved collection d. <input type="checkbox"/> Reinstatement, without change , of a previously approved collection for which approval has expired e. <input type="checkbox"/> Reinstatement, with change , of a previously approved collection for which approval has expired f. <input type="checkbox"/> Existing collection in use without an OMB control number <i>For b-f, note Item A2 of Supporting Statement instructions</i>		4. Type of review requested (check one) a. <input checked="" type="checkbox"/> Regular b. <input type="checkbox"/> Emergency - Approval requested by: <u> </u> / <u> </u> / <u> </u> c. <input type="checkbox"/> Delegated	
		5. Small entities Will this information collection have a significant economic impact on a substantial number of small entities? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	
		6. Requested expiration date a. <input checked="" type="checkbox"/> Three years from the approval date b. <input type="checkbox"/> <u> </u> / <u> </u> / <u> </u>	
7. Title Coast Guard Boating Accident Report Form (CG-3865)			
8. Agency form number(s) (if applicable) CG-3865			
9. Keywords Boating Accident, Boating Safety, Marine Safety, Casualty and Accident Reporting			
10. Abstract This report is submitted by State reporting authorities to the USCG. Data collected from these reports are used to establish USCG Marine Safety performance measures and publish statistics in accordance with Title 46 USC 6102.			
11. Affected public (Mark primary with "P" and all others with "X") a. <input checked="" type="checkbox"/> Individuals or households b. <input type="checkbox"/> Business or other for-profit c. <input type="checkbox"/> Not-for-profit institutions d. <input type="checkbox"/> Farms e. <input type="checkbox"/> Federal Government f. <input checked="" type="checkbox"/> State, Local, or Tribal Government		12. Obligation to respond (Mark primary with "P" and all others that apply with "X") a. <input type="checkbox"/> Voluntary b. <input type="checkbox"/> Required to obtain or retain benefits c. <input checked="" type="checkbox"/> Mandatory	
13. Annual reporting and recordkeeping hour burden a. Number of respondents <u>5,000</u> b. Total annual responses <u>5,000</u> 1. Percentage of these responses collected electronically <u>100</u> % c. Total annual hours requested <u>2,500</u> d. Current OMB inventory <u>3,250</u> e. Difference <u>-750</u> f. Explanation of difference 1. Program change <u>Electronic Filing</u> 2. Adjustment <u> </u>		14. Annual reporting and recordkeeping cost burden (in thousands of dollars) a. Total annualized capital/startup costs <u> </u> b. Total annual costs (O&M) <u>300,000</u> c. Total annualized cost requested <u> </u> d. Current OMB inventory <u> </u> e. Difference <u>300,000</u> f. Explanation of difference 1. Program change <u>Electronic Filing</u> 2. Adjustment <u> </u>	
15. Purpose of information collection (Mark primary with "P" and all others that apply with "X") a. <input type="checkbox"/> Application for benefits b. <input checked="" type="checkbox"/> Program evaluation c. <input checked="" type="checkbox"/> General purpose statistics d. <input type="checkbox"/> Audit e. <input checked="" type="checkbox"/> Program planning or management f. <input type="checkbox"/> Research g. <input checked="" type="checkbox"/> Regulatory or compliance		16. Frequency of recordkeeping or reporting (check all that apply) a. <input type="checkbox"/> Recordkeeping b. <input type="checkbox"/> Third party disclosure c. <input checked="" type="checkbox"/> Reporting: 1. <input checked="" type="checkbox"/> On occasion 2. <input type="checkbox"/> Weekly 3. <input type="checkbox"/> Monthly 4. <input type="checkbox"/> Quarterly 5. <input type="checkbox"/> Semi-annually 6. <input type="checkbox"/> Annually 7. <input type="checkbox"/> Biennially 8. <input type="checkbox"/> Other (describe) <u> </u>	
17. Statistical methods Does this information collection employ statistical methods? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		18. Agency contact (person who can best answer questions regarding the content of this submission) Name: <u>Mr. Bruce Schmidt</u> Phone: <u>(202) 267-0955</u>	

SUPPORTING STATEMENT FOR OMB FORM 1625-0003
Lifesaving, Report of Recreational-Boating Accident

A. Justification

1. **Explain the circumstances that make the collection of information necessary. Identify any legal or administrative requirements that necessitate the collection. Attach a copy of the appropriate section of each statute and regulation mandating or authorizing the collection of information.**

Title 46 USC 6102(a) requires a uniform marine casualty reporting system, with regulations prescribing casualties to be reported and the manner of reporting. The statute requires a State to compile and submit to the Secretary (delegated to the Coast Guard) reports, information, and statistics on casualties reported to the State. Implementing regulations are contained in Title 33, Code of Federal Regulations, SUBCHAPTER S - BOATING SAFETY, PART 173 - VESSEL NUMBERING AND CASUALTY AND ACCIDENT REPORTING, Subpart C - Casualty and Accident Reporting and PART 174 - STATE NUMBERING AND CASUALTY REPORTING SYSTEMS, Subpart C - Casualty Reporting System Requirements, and Subpart D - State reports.

The Federal regulations (33 CFR 173.55) require the operator of any vessel that is numbered or used for recreational purposes to submit an accident report to the State authority where the accident occurred when:

- (1) A person dies; or
- (2) A person is injured and requires medical treatment beyond first aid; or
- (3) Damage to the vessel and other property totals \$2,000 or more, or there is a complete loss of the vessel; or
- (4) A person disappears from the vessel under circumstances that indicate death or injury.

The Coast Guard Boating Accident Report form (CG-3865, OMB control number 1625-0003) is the data collection instrument that ensures compliance with the implementing regulations and Title 46 USC 6102(b) that requires the Secretary to collect, analyze and publish reports, information, and statistics on marine casualties.

States are required to forward copies of the reports or electronically transmit accident report data to the Coast Guard within 30 days of their receipt of the report as prescribed by 33 CFR § 174.121 (Forwarding of casualty or accident reports). The accident report data and statistical information obtained from the reports submitted by the State reporting authorities are used by the Coast Guard in the compilation of national recreational boating accident statistics.

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2. Indicate how, by whom, and for what purpose the information is to be used.

Accident data and statistical information received from the current collection are used by the Coast Guard to: establish National Recreational Boating Safety (RBS) Program goals, objectives, strategies and performance measures; report RBS Program performance to Congress in the USCG FY Performance Report and Budget in Brief; identify possible manufacturer defects in boats or equipment; develop boat manufacturing standards; develop safe boating education and accident prevention programs; and to publish accident statistics in accordance with Title 46 USC 6102. Non-receipt of the data and information from the public would require unnecessary additional investigation by the Coast Guard and communications with the persons who are required to file accident reports in compliance with Title 33 CFR 173.55. Further, many accidents would remain unreported with potential safety hazards going undetected. This would not be in the best interest of the public, State boating authorities or the Coast Guard.

3. Describe whether, and to what extent, the collection of information involves the use of automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses, and the basis for the decision for adopting this means of collection.

The Boating Accident Report Database (BARD-Web) System supports the Coast Guard's implementation of a uniform vessel accident reporting system as required under Title 46 U.S.C, § 6102. Fully implementing BARD-Web reflects the Coast Guard's commitment to data sharing by enabling local / State / Territory law enforcement officers to collect and electronically transfer accident report data to one central location via an Internet connection and a Web browser. BARD-Web is located at <https://bard.cns-inc.com/> and enables: (1) State / local personnel to input casualty data at the accident scene; and (2) casualty data to be transformed into statistical information that is used to enhance the safety and security of the public using our nation's waterways.

4. Describe efforts to identify duplication.

There is no duplication at the Federal level. Under the authority of Title 46 U.S.C, the U.S. Coast Guard is the only federal agency that has been delegated the responsibility to collect, analyze, and annually publish statistical information obtained from recreational boat numbering and casualty reporting systems. The accident report data and information captured by accident report forms are electronically submitted from State Boating Law Administrators in the fifty (50) States, five (5) U.S. Territories and the District of Columbia

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to the U.S. Coast Guard.

5. **If the collection of information impacts small businesses or other small entities (Item 5 of OMB Form 83-I), describe any methods used to minimize burden.**

There are no small businesses or other small entities involved in the collection of Federal Boating Accident Report forms. Form CG-3865 has been structured to require the minimum amount of information needed to accomplish statutory obligations and is filled out by individuals and/or State and local law enforcement officers.

6. **Describe the consequence to Federal program or policy activities if the collection is not conducted or is conducted less frequently, as well as any technical or legal obstacles to reducing burden.**

If the accident data and statistical information is not collected using Coast Guard form CG-3865, the mandated statutory requirement and implementing Federal regulations will not be met; resulting in an unacceptable level of risk to the boating public. Thus, national RBS Program effectiveness would be significantly diminished in our ability to mitigate the risks associated with recreational boating activity.

7. **Explain any special circumstances that would cause an information collection to be conducted in a manner:**

The Coast Guard Boating Accident Report form is only filed upon the occurrence of a recreational boating accident that satisfies the Federal reporting requirements contained in Title 33 CFR 173.55.

8. **If applicable, provide a copy and identify the data and page number of publication in the Federal Register of the agency's notice, required by 5 CFR 1320.8(d), soliciting comments on the information collection prior to submission to OMB.**

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9. **Explain any decision to provide any payment or gift to respondents, other than**

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remuneration of contractors or grantees.

There is no remuneration associated with the current information collection.

10. **Describe any assurance of confidentiality provided to respondents and the basis for the assurance in statute, regulation, or agency policy.**

The data and information are part of an existing Privacy Act system of records and, as such, are maintained and managed accordingly. Further, under Title 46, U.S.C. § 6102 (b), if a State marine casualty reporting system provides that information derived from casualty reports (except statistical information) may not be publicly disclosed, or otherwise prohibits use by the State or any person in any action or proceeding against a person, the Secretary may use the information provided by the State only in the same way that the State may use the information.

11. **Provide additional justification for any questions of a sensitive nature, such as sexual behavior and attitudes, religious beliefs, and other matters that are commonly considered private.**

There are no sensitive questions in the current information collection.

12. **Provide estimates of the hour burden of the collection of information.**

The estimated number of respondents is 5,000. There is an estimated 30-minute burden to a respondent for each report filed for an annual estimated burden of 2,500 hours for the estimated 5,000 reports.

5,000 reports X .5 hours = 2,500 hours

13. **Provide an estimate of the total annual cost burden to respondents or record keepers resulting from the collection of information. (Do not include the cost of any hour burden shown in Items 12 and 14).**

The cost to the general public to mail a Coast Guard CG-3865 form in 2006 is \$.39. On an annual basis, the approximate cost to the general public to mail 5,000 forms to the appropriate State reporting authority as prescribed in Title 33 CFR 173 is \$1,950 (5,000 x \$.39).

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14. Provide estimates of annualized cost to the Federal government.

The estimated annualized cost to the Federal government to administer and maintain the fully implemented electronic National Boating Accident Report Database (BARD) System for the fifty (50) States, five (5) U.S. Territories and the District of Columbia is approximately \$300,000. These costs include providing BARD System maintenance, help desk support, formal training, and implementing system enhancements in response to evolving/changing user requirements in the fifty (56) reporting jurisdictions.

15. Explain the reasons for any program changes or adjustments reporting in Items 13 or 14 of the OMB Form 83-I.

An adjustment was made to form OMB 83-I, item number 13. The total annual hours requested has been adjusted from 3,250 to 2,500. The explanation for the adjustment is that the number of recreational boating accidents that satisfy federal reporting requirements continue along a downward trend. To illustrate, in CY 2002, 5,705 accidents satisfied federal reporting requirements and therefore required an information collection. In CY 2004, the number of accidents that required an information collection fell to approximately 5,000. We anticipate this recurring information collection to remain at or slightly below current levels. In regard to item number 14, the Coast Guard has fully deployed and implemented an electronic reporting system for the fifty (50) States, five (5) U.S. Territories and the District of Columbia to help these reporting authorities process reports as prescribed by 33 CFR 173 - 174. The cost burden to the Federal government is provided in item number 14 (b).

16. For collections of information whose results will be published, outline plans for tabulation, and publication.

Approximately six (6) months after the end of each calendar year, the Coast Guard's annual Boating Statistics report (COMDTPUB P16754) is published. The Boating Statistics publication is based on accident reports submitted to State reporting authorities that are entered into the national BARD System. COMDTPUB P16754 provides general descriptive statistics showing the number of accidents, the types and causes of accidents, and resulting fatality, injury, and property damage statistics satisfying federal reporting requirements as prescribed in Title 33 CFR 173.55.

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17. **If seeking approval to not display the expiration date for OMB approval of the information collection, explain the reasons that display would be inappropriate.**

It is appropriate to display the expiration date for OMB approval for this recurring information collection.

18. **Explain each exception to the certification statement identified in Item 19, "Certification for Paperwork Reduction Act Submission," of OMB 83-I.**

No exceptions are requested